

Decision No. 22580

BEFORE THE RAILROAD COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Application of
PIONEER TRUCK & TRANSFER COMPANY OF
LOS ANGELES, a corporation, to transfer
its operating rights to and from its
terminal at Los Angeles, California, to
the docks and wharves at Los Angeles
Harbor to Pioneer Truck Company of
Los Angeles, and Pioneer Truck Company
of Los Angeles to acquire said operating
rights.

ORIGINAL

Application No. 16548

Howard Robertson for applicants.

BY THE COMMISSION:

O P I N I O N

In this application, as amended at the hearing had before Examiner Fankhauser on June 13, 1930, Pioneer Truck & Transfer Company of Los Angeles asks permission to transfer and assign all of its operating rights between its terminal at Los Angeles and the docks and wharves at Los Angeles Harbor to Pioneer Truck Company of Los Angeles, and to transfer to said company its motor trucks and trailers necessary for such purposes. Pioneer Truck Company of Los Angeles asks permission to accept such operating rights and equipment and to issue 29,996 shares of stock in part payment for the properties of Pioneer Truck & Transfer Company of Los Angeles.

It is of record that Pioneer Truck & Transfer Company of Los Angeles conducts and operates a general drayage business in the City of Los Angeles and operates as a transportation company to and from its terminal in Los Angeles to and from the docks and wharves at Los Angeles Harbor transporting freight, goods, wares and merchandise for its customers. The Commission found in Decision

No. 12623, dated May 14, 1923, in Case No. 1871, that Pioneer Truck & Transfer Company of Los Angeles was engaged in the business of transporting property for compensation between the fixed termini of the City of Los Angeles (original grant) and the steamship wharves and docks located at Los Angeles Harbor (Wilmington and San Pedro) prior to May 1, 1917 and subsequent thereto, and that the company did not require a certificate of public convenience and necessity from the Commission to carry on such operation.

It is the intention of Pioneer Truck & Transfer Company of Los Angeles to transfer all of its properties to Pioneer Truck Company of Los Angeles. Exhibit "F" contains a list of the equipment used by the company in its transportation business which comes under the jurisdiction of the Railroad Commission.

Pioneer Truck Company of Los Angeles is a corporation organized under the laws of the State of California. Exhibit No. 1 filed in this proceeding shows that the company has an authorized stock issue of \$500,000.00, divided into 50,000 shares of the par value of \$10.00 each. It is proposed at this time that the Pioneer Truck Company of Los Angeles issue 29,996 shares of its stock in part payment for the properties of Pioneer Truck & Transfer Company of Los Angeles. In addition the company will issue 4 shares of stock to qualify its directors.

Pioneer Truck & Transfer Company of Los Angeles as of December 31, 1929 reports the following assets and liabilities:

ASSETS

Plant and equipment	\$413,221.37
Other property.....	91,981.00
Securities of other companies.....	1,500.00
Cash.....	62,676.43
Notes receivable.....	28,175.10
Accounts receivable.....	17,196.14
Materials and supplies.....	1,789.88
Prepayments.....	10,305.25
Other debit accounts.....	113.15
Total Assets.....	<u>\$628,958.32</u>

LIABILITIES

Capital stock.....	\$300,000.00
Funded debt.....	165,000.00
Notes payable.....	47,500.00
Interest accrued.....	1,396.10
Accrued liabilities not due.....	3,842.18
Accounts payable.....	30,180.97
Reserve for accrued depreciation.....	60,291.47
Surplus.....	18,747.60
Total Liabilities.....	<u>\$626,958.32</u>

Testimony shows that Pioneer Truck Company of Los Angeles will acquire the properties of the vendor subject to all outstanding indebtedness and that it will assume the payment of such indebtedness. There will be no change in the management of the properties involved in this proceeding, nor any change in the rates which are now being charged for transportation service.

ORDER

Application having been made to the Railroad Commission for an order authorizing the transfer of properties and the issue of stock, and the Commission being of the opinion that the money, property or labor to be procured or paid for by the issue of the stock herein authorized is reasonably required by applicant Pioneer Truck Company of Los Angeles for the purposes specified herein and that such purposes are not, in whole or in part, reasonably chargeable to operating expense or to income and that this application should be granted as herein provided, therefore,

IT IS HEREBY ORDERED that Pioneer Truck & Transfer Company of Los Angeles be, and it hereby is, authorized to sell and transfer, on or before October 1, 1930, to Pioneer Truck Company of Los Angeles the operative rights and properties referred to in the foregoing opinion, subject to outstanding liabilities, which liabilities Pioneer Truck Company of Los Angeles is hereby authorized to

assume.

IT IS HEREBY FURTHER ORDERED that Pioneer Truck Company of Los Angeles be, and it is hereby, authorized to purchase and acquire the aforesaid properties and to issue in part payment therefor and for all other properties of said Pioneer Truck & Transfer Company of Los Angeles 29,996 shares of its common capital stock and to issue and sell at par, in addition, four shares of its common capital stock to its incorporators and to use the proceeds realized from said four shares of stock to pay organization expenses.

The authority herein granted is subject to the following conditions:

(1) Pioneer Truck & Transfer Company of Los Angeles and Pioneer Truck Company of Los Angeles shall unite immediately in common supplement to the tariffs on file with the Commission covering operations under the operative right to be transferred, Pioneer Truck & Transfer Company of Los Angeles on the one hand withdrawing and Pioneer Truck Company of Los Angeles on the other hand accepting and establishing such tariffs and all effective supplements thereto.

(2) Pioneer Truck & Transfer Company of Los Angeles shall withdraw immediately time schedules filed in its name with the Railroad Commission covering its service under the operative right herein authorized to be transferred, and Pioneer Truck Company of Los Angeles shall file in duplicate in its own name time schedules covering such service, which schedules shall correspond to the schedules filed in this proceeding as Exhibit "E", or time schedules satisfactory to the Commission.

(3) The rights and privileges herein authorized to be transferred may not hereafter be sold, leased, transferred or assigned, or service thereunder discontinued, decreased or changed, unless the written consent of the Railroad Commission is first secured.

(4) No vehicle may be operated by Pioneer Truck

Company of Los Angeles under the authority herein granted, unless such vehicle is owned by said company or is leased by it under a contract or agreement on a basis satisfactory to the Railroad Commission.

(5) Pioneer Truck Company of Los Angeles shall keep such record of the issue of the stock herein authorized as will enable it to file within thirty days thereafter a verified report, as required by the Railroad Commission's General Order No. 24, which order, insofar as applicable, is made a part of this order.

(6) The authority herein granted will become effective upon the date hereof.

DATED at San Francisco, California, this 25th day of June, 1930.

Cl. Deaney
Ernest
Thos. D. Smith

Commissioners.